

## Message Text

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20

ORIGIN ARA-17

INFO OCT-01 ADP-00 CIAE-00 DODE-00 PM-09 H-02 INR-10 L-03

NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15 USIA-12

JUSE-00 SY-10 AID-20 SEC-03 /117 R

DRAFTED BY ARA/ CEN/ CR: JGSULLIVAN: SLC

5/14/73 EXT 20602

APPROVED BY ARA/ CEN: DLAZAR

SEC: RKUSHNER ( DRAFT)

SEC: BLANK ( DRAFT)

L/ ARA: DGANTZ ( DRAFT)

----- 061201

R 142145 Z MAY 73

FM SECSTATE WASHDC

TO AMEMBASSY SAN JOSE

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E. O. 11652: N/ A

TAGS: PGOV, PINT, CS

SUBJECT: VESCO CASE

REF: SAN JOSE 1664

1. SEC ATTORNEYS KUSHNER AND BLANK GIVE FOLLOWING  
ACCOUNT OF MARTI FIGUERES' APPEARANCE IN COURT. ON MAY  
3 OR 4 DEFENDANTS INFORMED COURT THEY HAD A WITNESS THEY  
WOULD LIKE TO PUT ON MAY 9 EVEN IF SEC CASE NOT COMPLETED.  
ON MAY 7 OR 8, SEC WAS INFORMED DEFENSE INTENDED TO PRESENT  
MARTI FIGUERES ON MAY 10. SEC REQUESTED OPPORTUNITY TO  
SPEAK WITH MARTI. ON MAY 10, DEFENSE ATTORNEY LYMAN  
STATED HE WAS NOT READY TO PROCEED WITH TESTIMONY OF  
MARTI. ( NO REASONS WERE GIVEN FOR DEFENSE DECISION NOT  
TO PRESENT MARTI AS WITNESS). SEC THEN REQUESTED OP-  
PORTUNITY TO TALK PRIVATELY WITH MARTI FIGUERES. LYMAN  
STATED MARTI WAS AVAILABLE FOR SEC TO CALL AS WITNESS,  
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BUT NOT RPT NOT TO TALK WITH SEC IN ADVANCE. MARTI ADDED THAT HE DID NOT RPT NOT WISH TO TALK TO SEC DUE TO WHAT HE CONSIDERED UNFAIR TREATMENT OF HIS FAMILY AND COUNTRY. MARTI SAID PRIVATELY THAT HE PARTICULARLY RESENTED SUBPOENA OF HIS FATHER'S BANK ACCOUNT WITHOUT PRIOR NOTIFICATION.

2. ON RECORD, KUSHNER THEN SAID THAT SEC WOULD NOT RPT NOT PUT MARTI ON AS WITNESS WITHOUT CUSTOMARY PRIOR

CONVERSATION, AND BECAUSE THE SUBJECT BORE ANIMOSITY TOWARD THE SEC. NO RPT NO SEC REPRESENTATIVE MADE DISPARAGING REMARKS ABOUT COSTA RICA, AND SEC ATTORNEYS NOT RPT NOT AWARE OF ANY DISPARAGING REMARKS HAVING BEEN MADE DURING MAY 10 SESSION. KUSHNER ALSO ASKED THAT COURT CALL MARTI AS A WITNESS, A REQUEST THAT JUDGE DECLINED ON BASIS THAT HE HAD NO QUESTIONS OF FIGUERES. REMARKS REPORTED IN PARA 3 OF REFTTEL APPEAR FAIRLY ACCURATE.

3. A COPY OF MAY 10 SESSION WILL BE FORWARDED TO EMBASSY AS SOON AS AVAILABLE. DECONTROL MAY 13, 1975.  
RUSH

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NMAFVVZCZ

\*\*\* Current Handling Restrictions \*\*\* n/a

\*\*\* Current Classification \*\*\* LIMITED OFFICIAL USE

## Message Attributes

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**Current Classification:** UNCLASSIFIED  
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**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 14 MAY 1973  
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**Disposition Approved on Date:**  
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**Disposition Case Number:** n/a  
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**Disposition Date:** 28 MAY 2004  
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**Subject:** VESCO CASE  
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